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FILE: 100-13

MEMORANDUM FOR: Harry Fitzwater  
Deputy Director for Administration  
James McDonald  
Associate Deputy Director for Administration

FROM: [REDACTED]  
Legislation Division, OLL

SUBJECT: S. 338 -- the Competition in Contracting Act  
of 1983

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1. Attached for your review and comment is S. 338 -- the Competition in Contracting Act of 1983 -- as it was recently reported by the Senate Armed Services Committee. S. 338 would amend the Federal Property and Administrative Services Act (FPASA) and the Armed Services Procurement Act (ASPA) to increase competition in Government contracting by limiting the situations in which an agency may procure goods or services by non-competitive (sole source) means.

2. The Procurement Management Staff/OL and the Office of General Counsel have reviewed S. 338 as it was earlier reported from the Senate Committee on Governmental Affairs. At that time OGC concluded that S. 338 would not affect the Agency. See attached memorandum from [REDACTED] dated 16 June 1983. The recent amendments by the Senate Armed Services Committee affect only the provisions of ASPA and do not appear to modify the substantive thrust of S. 338.

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4. I would appreciate your views on this bill as finally reported.

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Attachments

cc: [REDACTED] L&PLD/OGC  
Liaison Division, OLL

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